For the Northern District of California

26

27

28

1		
2		
3		
4		
5		
6	IN THE UNITED STATES DISTRICT COURT	
7	FOR THE NORTHERN DISTRICT OF CALIFORNIA	
8	TOR THE NORTH	EXIVEIGITATE OF CALIFORNIA
9		
10	GREGORY L. DOWDY,	
11	Petitioner,	No. C 09-03144 WHA
12	V.	
13	BEN CURRY,	ORDER RE MOTION FOR CERTIFICATE OF
14	Respondent.	APPEALABILITY
15	-	<u></u>
16	Following the February 26 order denying his Rule 60 motion, petitioner moves for a	
17	certificate of appearability on the question of whether he is entitled to equitable tolling due to	
18	mental incompetence. Given that our court of appeals has previously granted petitioner a	
19	certificate of appealability on that same question, petitioner's motion is GRANTED . <i>Slack v</i> .	
20 21	McDaniel, 529 U.S. 473, 478 (2000).	
22		
23	IT IS SO ORDERED.	
24		, a. M.
25	Dated: March 6, 2014.	WILLIAM ALSUP

WILLIAM ALSUP UNITED STATES DISTRICT JUDGE